

July 23, 2013

A regular meeting of the Council of the Town of Bedford, Virginia, was held in the Council Hall of the Municipal Building at 7:04 p.m., July 23, 2013.

Members present: Mayor Robert T Wandrei; Councilman Robert D. Carson; Councilman Stacey L. Hailey; Councilman Steve C. Rush; Councilman C. G. Stanley, Jr.; Councilman W. D. Tharp; and Vice Mayor James A. Vest

Members absent: None

Staff present: Town Manager Charles P. Kolakowski; Town Attorney W. W. Berry, IV; and Clerk of the Council Teresa W. Hatcher

Mayor Wandrei opened the meeting and led all present in saying the Pledge of Allegiance to the Flag.

Mayor Wandrei declared that the minutes of a called Council meeting held on July 1, 2013, and a regular Council meeting held on July 9, 2013, were approved as distributed.

Town Manager Kolakowski reported on the following:

- He and Mayor Wandrei visited Valley Processing (former Rubatex) – the company has started initial production

Vice Mayor Vest, Chairman of the Finance Committee, reported that the committee met earlier in the evening. Mr. Vest said that when all the adjustments are made it looks like the Town will be on target with the budget numbers.

Town Manager Kolakowski read aloud the following Public Hearing Notice:

NOTICE OF PUBLIC HEARING

NOTICE is hereby given that the Town Council of the Town of Bedford (as assessor to the City Bedford herein referred as “Bedford”) will hold a public hearing on July 23, 2013 at 7:00 p.m. to receive public input pursuant to Section 15.2-5104 and Section 15.2-5112 regarding Bedford’s request to withdraw as a member of the Region 2000 Services Authority, which operates the regional landfill for Counties of Appomattox, Nelson and Campbell and the Cities of Lynchburg and Bedford, and the approval of an agreement allowing such withdrawal. Such request is made in connection with Bedford City’s reversion to town status, which will be effective July 1, 2013.

The Mayor opened the public hearing at 7:07 p.m.

As there were no comments, Mayor Wandrei closed the public hearing at 7:07 p.m.

July 23, 2013

Town Manager Kolakowski said the City of Bedford, in 2008, entered into a Member Use Agreement with Appomattox County, Campbell County, Nelson County, and the City of Lynchburg for the purpose of operating a regional landfill to serve the various jurisdictions. The City is required under the 2008 Agreement to deliver its solid waste to the Regional landfill for a charge to cover the costs of the regional landfill. Bedford County has its own landfill and under its policies does not charge its residential customers for disposal of solid waste and recyclable materials. Under the Voluntary Settlement Agreement between Bedford County and the City of Bedford, the town will have the right to deliver to the County Landfill all solid waste and recyclable materials collected from residential customers without any fee or charge so long as the County policy continues in effect.

The Town Manager said that at the City's request, the Authority Board of Directors voted at a meeting in April to allow Bedford to withdraw in consideration of payment of \$50,000 during each of the next two years and remaining responsible for closure and post closure costs and financial assurance to DEQ based upon the portion of municipal waste that Bedford had deposited in the Authority's landfill. The landfill will probably last for fifteen more years, and the percent of municipal waste from Bedford will decrease steadily as the other jurisdictions continue to use the Regional landfill. Draper Aden Associates, the engineering consultant for the Regional Authority, at the end of each year publishes the running balance for each locality.

Town Manager Kolakowski said a resolution requesting withdrawal by the Town is required under state law after a public hearing has been held. A public hearing for the meeting on July 23, 2013 was advertised and held in accordance with the statutory requirements. Mr. Kolakowski requested that Council adopt the Resolution prepared by the Town Attorney that provides for execution by the Mayor of an Agreement for withdrawal of Bedford from the Region 2000 Service Board and payment of the two fees and the continuing financial responsibility for closure and post closure costs.

Councilman Tharp moved that the resolution be approved. The motion was seconded by Vice Mayor Vest.

The Vice Mayor said the funds for this year are already in the Town's budget.

The Town Manager explained how the closing costs will be determined

The motion was then voted upon and carried unanimously by roll call vote:

Councilman Carson	aye
Councilman Hailey	aye
Councilman Rush	aye
Councilman Stanley	aye
Councilman Tharp	aye
Vice Mayor Vest	aye
Mayor Wandrei	aye

The resolution follows as adopted:

July 23, 2013

**A RESOLUTION PROVIDING FOR WITHDRAWAL FROM
THE REGION 2000 SERVICES AUTHORITY**

WHEREAS, the Town of Bedford (formerly City of Bedford), herein referred to as “Bedford,” is a member of the Region 2000 Services Authority (the “Authority”), which operates the regional landfill in Campbell County for Campbell County, Nelson County, Appomattox County, the City of Lynchburg and of Bedford; and

WHEREAS, Bedford entered into a Voluntary Settlement Agreement with Bedford County that Bedford would revert to a town effective July 1, 2013, at which point Bedford County would allow the Bedford to use the Bedford County landfill at no charge; and

WHEREAS, Bedford has requested that the Region 2000 Services Authority and the other member jurisdictions allow Bedford to withdraw from the Authority effective July 1, 2013 or at such time as the last member jurisdiction and the State Corporation approve such withdrawal in return for Bedford’s making a payment of \$50,000 to the Authority in FY 14 and another payment of \$50,000 to the Authority in FY 15 to offset the costs to the remaining jurisdictions associated with the withdrawal.

NOW THEREFORE, BE IT RESOLVED by the Town Council of the Town of Bedford, Virginia following a public hearing as required by Sections 15.2-5104 and 5112 of the Code of Virginia, that the Town Council authorizes the withdrawal of Bedford from the Region 2000 Services Authority, and authorizes the Town Mayor to execute an Agreement to that effect in substantially the same form as the Agreement presented to the Town Council with this Resolution, subject to approval of the Agreement as to form by the Town Attorney.

Mayor Wandrei adjourned the meeting at 7:12 p.m.